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Patent  
Attorney Docket: 267/301

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Michael I. Nerenberg et al.

Serial No.: 09/972,830

Filed: October 5, 2001

For: MAGNETIC BEAD BASED ARRAY  
FOR GENETIC DETECTION

)  
) Group Art Unit: 1634

)  
) Examiner: Forman

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AMENDMENT/RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Restriction Requirement dated August 6, 2002, please amend the application as follows:

IN THE CLAIMS:

~~19~~ Please cancel claim 19.

OC-115978.1

CERTIFICATE OF MAILING  
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

August 19, 2002  
Date of Deposit

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**REMARKS/ARGUMENTS**

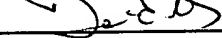
In response to the Restriction Requirement dated August 6, 2002, in the above-identified application, Applicant hereby wishes to elect the subject matter of Group I (claims 10-18 and 20-27) for continued prosecution in this application. This election is being made without traverse.

Attached hereto is a marked-up version of the changes made to the claims by the current amendment. The attached page is captioned "Version with markings to show changes made." Prompt and favorable action on the merits of the claims is earnestly solicited. If any minor issues remain, please contact Applicants' undersigned representative at 949-567-2300.

Respectfully submitted,

LYON & LYON LLP

Dated: August 19, 2002

By:   
David B. Murphy  
Reg. No. 31,125